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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 10/559,609  | 12/02/2005  | Shinji Eritate       | 03500.103418.       | 1529             |
| 5514 7590 09/08/2008<br>FITZPATRICK CELLA HARPER & SCINTO<br>30 ROCKEFELLER PLAZA<br>NEW YORK, NY 10112 |             |                      |                     |                  |
| EXAMINER  |             |                      |                     |                  |
| EICHELMAYER, ALIX ELIZABETH   |             |                      |                     |                  |
| ART UNIT  |             | PAPER NUMBER         |                     |                  |
| 1795  |             |                      |                     |                  |
| MAIL DATE   |             | DELIVERY MODE        |                     |                  |
| 09/08/2008  |             | PAPER                |                     |                  |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

|                          |  |  |                                       |  |
|--------------------------|--|--|---------------------------------------|--|
| <b>Interview Summary</b> | <b>Application No.</b><br>10/559,609         |  | <b>Applicant(s)</b><br>ERITATE ET AL. |  |
|                          | <b>Examiner</b><br>Alix Elizabeth Echelmeyer |  | <b>Art Unit</b><br>1795               |  |
|                          |  |  |                                       |  |

All participants (applicant, applicant's representative, PTO personnel):

(1) Alix Echelmeyer. (3) \_\_\_\_\_.

(2) Jason Okun. (4) \_\_\_\_\_.

Date of Interview: 03 September 2008.

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal (copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.  
If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 1 and 3.

Identification of prior art discussed: Fuglevand et al., Morishima et al.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussed the instant claims, specifically the limitations to the infiltration of the membrane into the electrocatalyst layer. Discussed whether infiltration can occur polymerization, and whether infiltration can occur into the electrocatalyst layer found in the combination of Fuglevand et al. and Morishita et al. as found on pages 2-4 of the Final Rejection mailed June 13, 2008.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

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|  | /Susy Tsang-Foster/<br>Supervisory Patent Examiner, Art Unit 1795 |
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